

of the alternatives formulated and discussed in the statement. (Reviewers may wish to refer to the Council on Environmental Quality Regulations for implementing the procedural provisions of the National Environmental Policy Act at 40 CFR 1503.3 in addressing these points.).

The final EIS is scheduled to be completed in April 1998. In the final EIS, the Forest Service is required to respond to comments and responses received during the comment period that pertain to the environmental consequences discussed in the draft EIS and applicable laws, regulations, and policies considered in making the decision regarding this proposal. Darrel L. Kenops, Forest Supervisor, is the responsible official and as responsible official, he will document the Moose Subwatershed Timber Sales decision and rationale in the Record of Decision. That decision will be subject to Forest Service Appeal Regulations (36 CFR part 215).

Dated: December 2, 1997.

Darrel L. Kenops,

Forest Supervisor.

[FR Doc. 97-32398 Filed 12-10-97; 8:45 am]

BILLING CODE 3410-11-M

DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-827]

Notice of Court Decision: Certain Cased Pencils From the People's Republic of China

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

ACTION: Notice of court decision.

SUMMARY: On November 13, 1997, the United States Court of International Trade (CIT) affirmed the determination made by the Department of Commerce (the Department) pursuant to a voluntary remand of the final determination of sales at less-than-fair value (LTFV) in the investigation of certain cased pencils from the People's Republic of China (PRC). *Writing Instrument Manufacturers Association, Pencil Section, et al. v. United States*, Slip Op. 97-151 (CIT November 13, 1997) (*Writing Instrument Manufacturers*). In the remand determination, the Department selected a new source for the surrogate values of the logs and slats used in producing certain cased pencils and changed its methodology for valuing these logs and slats.

EFFECTIVE DATE: November 23, 1997.

FOR FURTHER INFORMATION CONTACT: Roy A. Malmrose, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W. Washington, D.C. 20230; telephone: (202) 482-5414.

SUPPLEMENTARY INFORMATION: In its Final Determination of Sales at Less Than Fair Value: Certain Cased Pencils from the People's Republic of China, 59 FR 55625 (November 8, 1994) (Final Determination), in order to value Chinese lindenwood, the Department used prices charged by U.S. producers of basswood, the wood most similar to the lindenwood used by the Chinese to produce cased pencils. In this remand determination, the Department used publicly-available published information reflecting basswood log prices from 12 U.S. mills to value the lindenwood logs used by two of the Chinese producers, Anhui Stationery Co. (Anhui) and Three Star Stationery Co. (Three Star).

China First Pencil Co. Ltd. (China First), an exporter and producer of the subject merchandise, purchased slats for the production of its pencils. To value this input, the Department relied on the two main publicly-available published sources for sawn basswood prices, the Hardwood Market Report and the Hardwood Weekly Review.

For its valuation methodology for lindenwood logs, the Department selected the grades of basswood logs most comparable to the lindenwood used by the Chinese producers, including the quality and diameter of the logs. For basswood sawn lumber, the Department selected the lumber most comparable to that used to produce the Chinese slats in terms of grade, thickness, and wood loss.

As a result of the remand determination, the final dumping margins and the PRC country-wide ("all others") rate are as follows:

Exporter	Margin percent
China First Co. Ltd.	8.60
Shanghai Lansheng Corp.	19.36
Shanghai Foreign Trade Corp.	11.15
Guangdong Stationery/Three Star Stationery	0.00
Guangdong Stationery/all other producers	53.65
PRC country-wide rate	53.65

On November 13, 1997, the CIT affirmed the Department's remand determination.

In its decision in *Timken Co. v. United States*, 893 F.2d 337 (Fed. Cir. 1990) (*Timken*), the United States Court

of Appeals for the Federal Circuit held that, pursuant to 19 U.S.C. section 1516a(e), the Department must publish a notice of a court decision which is not "in harmony" with a Department determination, and must suspend liquidation of entries pending a "conclusive" court decision. The CIT's decision in *Writing Instrument Manufacturers* on November 13, 1997, constitutes a decision not in harmony with the Department's final affirmative determination. Publication of this notice fulfills the *Timken* requirement.

Accordingly, the Department will continue to suspend liquidation pending the expiration of the period of appeal, or, if appealed, until a "conclusive" court decision. In addition, pursuant to the affirmed remand results, China First is no longer excluded from the antidumping duty order issued in this case (Antidumping Duty Order: Certain Cased Pencils from the People's Republic of China, 59 FR 66909 (December 28, 1994)). Therefore, liquidation shall be suspended on entries, or withdrawals from warehouse, for consumption of the subject merchandise from China First effective ten days from the date of the decision in *Writing Instrument Manufacturers*. Absent an appeal, or, if appealed, upon a "conclusive" court decision affirming the CIT's opinion, the Department will amend the final LTFV determination and the antidumping duty order on certain cased pencils from the PRC to reflect the Department's remand results.

Dated: December 4, 1997.

Robert S. LaRussa,

Assistant Secretary for Import Administration.

[FR Doc. 97-32467 Filed 12-10-97; 8:45 am]

BILLING CODE 3510-DS-M

DEPARTMENT OF COMMERCE

International Trade Administration

Barnard College; Notice of Decision on Application for Duty-Free Entry of Scientific Instrument

This is a decision consolidated pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 A.M. and 5:00 P.M. in Room 4211, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C.

Docket Number: 97-084. *Applicant:* Barnard College, New York, NY 10027-6598. *Instrument:* Electron Microscope, Model EM208S. *Manufacturer:* Philips,